

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

LAZAR et al.

Serial No. 10/672,280

Filed: September 26, 2003


For: *OPTIMIZED Fc VARIANTS AND
METHODS FOR THEIR GENERATION*

Examiner: Chun Wu Dahle

Group No. 1644 Confirmation No.: 8317

Certificate of Transmission Under 37 C.F.R. 1.8

I hereby certify that this correspondence, including listed enclosures, is being electronically transmitted in accordance with 37 C.F.R. § 1.6(a)(4) to the United States Patent and Trademark Office on May 28, 2009.


Victoria Poulsen

NOTICE OF APPEAL

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated April 13, 2009 of the Primary Examiner finally rejecting Claims 88, 89, 103-106, 108, 109, 111, 112, 135-137, 139, 140, 142 and 144 under 35 U.S.C. § 103(a) over Presta (US Patent 6,737,056). The Commissioner is authorized to charge the amount of \$540.00 to cover the Notice of Appeal fee, and any other fees, including extension fees, which may be required, or credit any overpayment to Deposit Account No. 50-0310 (Docket No.: 067461-5121-US).

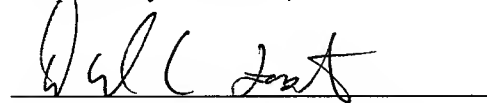
Dated: May 28, 2009

Customer Number: 67374

Morgan, Lewis & Bockius LLP
One Market, Spear Street Tower
San Francisco, CA 94105
Telephone: (415) 442-1000
Facsimile: (415) 442-1001

Respectfully submitted,

By:


David C. Foster, Reg. No. 44,685
for Robin M. Silva, Reg. No. 38,304